

TO: **Mail Stop 8**  
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**REPORT ON THE**  
**FILING OR DETERMINATION OF AN**  
**ACTION REGARDING A PATENT OR**  
**TRADEMARK**

In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been filed in the U.S. District Court Eastern District of North Carolina on the following  Patents or  Trademarks:

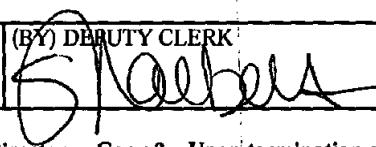
DOCKET NO. 5:09-CV-00531-BO	DATE FILED 12/9/2009	U.S. DISTRICT COURT Eastern District of North Carolina
PLAINTIFF Tekelec	DEFENDANT Performance Technologies, Incorporated	
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 6,967,956	11/22/2005	Tekelec
2 6,987,781	1/17/2006	Tekelec
3 7,050,456	5/23/2006	Tekelec
4		
5		

In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED 3/3/2010	INCLUDED BY <input checked="" type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading	
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 7,260,086	8/17/2007	Tekelec
2 7,088,728	8/8/2006	Tekelec
3		
4		
5		

In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT
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CLERK DENNIS P. JAVARONE, CLERK	(BY) DEPUTY CLERK 	DATE 3/10/10
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Copy 1—Upon initiation of action, mail this copy to Director Copy 3—Upon termination of action, mail this copy to Director  
 Copy 2—Upon filing document adding patent(s), mail this copy to Director Copy 4—Case file copy